

WASHINGTON COUNTY COMMISSION
MEETING MINUTES
MAY 21, 2013

The Regular Meeting of the Board of the Washington County Commission was called to order by Chairman James J. Eardley at 4:00 p.m. on May 21, 2013, in the Commission Chambers, Washington County Administration Building, St. George, Utah. Those in attendance were Chairman James J. Eardley, Commissioner Dennis Drake, Deputy County Attorney Jodi Borgeson, and Deputy County Clerk Christine S. Hall.

Commissioner Alan D. Gardner was out of town on County business.

Commissioner Drake led the Pledge of Allegiance.

AGENDA

CONSENT AGENDA:

The Consent Agenda is a means of expediting routine matters which come before the Commission for approval. The Consent Portion of the agenda is approved by one (1) non-debatable motion. If any Commissioner wishes to remove an item from the Consent Portion of the agenda, then that item becomes the first order of business on the Regular Agenda.

- Consideration of Auditor-Approved Claims for Payment for April 17, 2013, through May 21, 2013
- Consideration of Administrative Adjustments: Real Property (attached)
- Consideration of Administrative Adjustments: Personal Property (attached)
- Consideration of Applications for Property Tax Abatement:
Stephen & Mary Thayer, S/N T-55-A; Penni Leavitt, S/N H-354; Lorna Webb, S/N W-SHES-4-103; Raymond Sylvester, S/N DVA-2-A-49SW; Karen Feguson, S/N SG-1770-A; Beulah McAllister, S/N SG-1451
- Consideration of Applications for Settlement or Deferral of Property Taxes:
Tonaquint Campus Building, S/N SG-TOC-1-2, S/N SG-6-2-35-2261; Rowdy Olds, S/N SG-SM-8-309; Jennifer Long, S/N V-2-1-21-2102; Stephen Moody, S/N E-199-B-1-A-6; Donald Dennis, S/N S-125-A-2-A; Brett Satterwaite, S/N H-PHRL-1-54; John & Mary Isaacson/James Bean, S/N DDE-5-33; David & Velda Aerts, S/N E-MAS-39; MAM Properties/Monty Magleby, S/N SG-BLCC-1-3, S/N SG-BRSB-5-65; Lonnie Christensen, S/N E-MAS-7, S/N E-MAS-8; Jailyne & Dave Wilkey, S/N H-DSHR-106; Margaret Ornelas, S/N I-SUMR-2-8; Charles & Lolene Hansen, S/N SG-BLH-191; John Fechser, S/N AV-AVR-2-55; TAZ

Holdings, S/N SG-6-3-6-4116-ERD; Scott & Holly Sullivan, S/N SG-IME-4; Rex Thomas, S/N E-23-A-1; Tonaquint Hills Dev. Co., S/N SG-6-2-35-2261

- Consideration of Approval of Cooperative Law Enforcement 2013 Annual Operating and Financial Plan between Washington County Sheriff's Office and the USDA, Forest Service/Dixie National Forest in the amount of \$6,778.00, for the period October 1, 2012 to September 30, 2013
- Consideration of Renewal of Letter of Agreement Number 2013-121 between the U. S. Department of Justice, Drug Enforcement Administration (DEA) and the Washington County Sheriff's Office from January 1, 2013 through December 31, 2013, in the amount of Ninety Thousand Dollars (\$90,000) for the Eradication and Suppression of Cannabis
- Consideration of Renewal of Mutual Aid Agreement between Washington County Sheriff's Office and Zion National Park / National Park Service for Coordination of Emergency Law Assistance Outside the Boundaries of Zion National Park from April 5, 2013 to June 29, 2013

MOTION: Motion by Commissioner Drake to Adopt the Consent Agenda, with the Exception of Item (f), Cooperative Law Enforcement 2013 Annual Operating and Financial Plan, which is to be removed and considered on the Regular Agenda. Motion seconded by Commissioner Eardley and carried by unanimous vote, with Commissioners Eardley and Drake voting aye.

REGULAR AGENDA ITEMS FOR CONSIDERATION:

Consideration of Approval of Cooperative Law Enforcement 2013 Annual Operating and Financial Plan between Washington County Sheriff's Office and the USDA, Forest Service / Dixie National Forest in the amount of \$6,778.00, for the period October 1, 2012 to September 30, 2013

Washington County Sheriff Cory Pulsipher requested that this item be tabled until the Sheriff's Office has an opportunity to meet with the Forest Service to review the agreement.

MOTION: Motion by Commissioner Drake to Table this item. Motion seconded by Commissioner Eardley and carried by unanimous vote, with Commissioners Eardley and Drake voting aye.

VOLUNTEER OF THE MONTH / CAROL HOLLOWELL

Volunteer Center Carol Hollowell presented the Volunteer of the Month award to Naomi Ross, who donates more than fifty (50) hours per week to helping others. She volunteers at the Learning Center for Families and also at Applegate Home Care & Hospice, and performs data entry and other clerical functions at the Volunteer Center.

EMERGENCY SERVICES REPORT / SHERIFF CORY PULSIPHER

Sheriff Cory Pulsipher reported on three (3) missing person Search and Rescue call-outs, in Snow Canyon State Park, Black Rock Road, Arizona, and Upper Sand Cove Reservoir, which were successfully resolved. Additionally, the Search and Rescue Dive Team assisted at the Ironman event at Sand Hollow State Park, pulling thirteen (13) swimmers from the water; and at the St. George Triathlon, where divers rescued one person suffering from exhaustion. Also at this event, a runner and bicyclist had a head-on collision; one individual was taken to Dixie Regional Medical Center by ambulance, and the other was life-flighted to University Medical Center in Las Vegas.

PURCHASE REQUESTS:

- Road Department, 140M2 Caterpillar Grader \$ 235,390.00
- Emergency Services, equipment for Garfield County mobile
 - Command post (2011 SHSP Grant) 14,375.14
 - Emergency Services, rescue strut trench kit 13,750.00
 - Emergency Services, raker shore set 15,280.00
- Dixie Center, carpet for front office 29,000.00
- Regional Park, heavy duty stall side panels 12,800.00

All purchases are budgeted, bonded, or paid for through grant funds.

MOTION: Motion by Commissioner Drake to Approve the Purchase Requests.
Motion seconded by Commissioner Eardley and carried by
unanimous vote, with Commissioners Eardley and Drake voting aye.

PRESENTATION: DEPARTMENT OF HUMAN SERVICES, REQUEST FOR FUNDING FOR YOUTH CRISIS CENTER / TAMI FULLERTON

Ms. Fullerton, with the State of Utah Division of Juvenile Justice Services, requested a contribution from Washington County in the amount of twenty thousand dollars (\$20,000) to help support the Washington County Youth Crisis Center (WCYCC). The WCYCC provides emergency residential placement for adolescents ages 10 to 17 who are the victims of abuse or neglect, have run away from home, have been picked up by police, or are otherwise in desperate need of care.

Sheriff Pulsipher agreed that this facility provides critically needed support for disadvantaged youth.

MOTION: Motion by Commissioner Drake to Approve the Funding Requests by the Department of Human Services for Twenty Thousand Dollars to support the Washington County Youth Crisis Center. Motion seconded by Commissioner Eardley and carried by unanimous vote, with Commissioners Eardley and Drake voting aye.

PRESENTATION: SOUTHWEST BEHAVIORAL HEALTH CENTER, REQUEST FOR UNIVERSITY OF UTAH SCHOOL OF ALCOHOLISM AND OTHER DRUG DEPENDENCIES SCHOLARSHIP FUNDING / NEAL H. SMITH, DIRECTOR

Mr. Smith was unable to attend personally but provided a written summary of last year's scholarship donation. The cost in 2012 was two hundred and eighty-five dollars (\$285) per scholarship, and for 2013, the cost has risen by five dollars, to two hundred and ninety dollars (\$290) per scholarship, or a total of one thousand, one hundred and sixty dollars (\$1,160) for the four (4) scholarships being requested.

MOTION: Motion by Commissioner Drake to Approve the Funding Requests by the Southwest Behavioral Health Center for one thousand, one hundred and sixty dollars (\$1,160) to fund four scholarships to the University of Utah School of Alcoholism and Other Drug Dependencies. Motion seconded by Commissioner Eardley and carried by unanimous vote, with Commissioners Eardley and Drake voting aye.

CONSIDERATION OF RESOLUTION NO. R-2013-1720, A RESOLUTION RATIFYING A PAYMENT AND RELEASE AGREEMENT BETWEEN JEFFREY G. BROWN AND WASHINGTON COUNTY, THE STATE OF UTAH, AND THE BUREAU OF LAND MANAGEMENT, FOR SUPPRESSION COSTS OWED

This agreement represents the restitution paid by Mr. Brown for fire suppression costs incurred as a result of a fire which he started.

MOTION: Motion by Commissioner Drake to Adopt Resolution No. R-2013-1720, A Resolution Ratifying A Payment And Release Agreement between Jeffrey G. Brown and Washington County, The State Of Utah, And The Bureau Of Land Management, for suppression costs owed. Motion seconded by Commissioner Eardley and carried by unanimous vote, with Commissioners Eardley and Drake voting aye.

CONSIDERATION OF RESOLUTION NO. R-2013-1730, A RESOLUTION APPOINTING ALLEN ROBINS AS A DEPUTY COUNTY CONSTABLE

Washington County Constable Kenton Kelley has requested that Allen Robins be appointed as Deputy Constable to assist him in his services.

MOTION: Motion by Commissioner Drake to Adopt Resolution No. R-2013-1730, A Resolution Appointing Allen Robins As A Deputy County Constable. Motion seconded by Commissioner Eardley and carried by unanimous vote, with Commissioners Eardley and Drake voting aye.

CONSIDERATION OF RESOLUTION NO. R-2013-1731, A RESOLUTION APPOINTING MEMBERS TO THE DAMMERON VALLEY SPECIAL SERVICE DISTRICT ADMINISTRATIVE CONTROL BOARD

Chairman Eardley said that applications have been received and reviewed, and individuals were interviewed personally. The Commission has selected the following people to serve on the Administrative Control Board of the Dammeron Valley Special Service District:

With terms to expire on December 31, 2017: Sheri Mandel, Max Sorensen, and Craig Meyocks

With terms to expire on December 31, 2015: Hugh Thomson and William King

Lots were drawn to determine the length of terms of each appointee. There will be an election in 2015 to determine who will be elected to the seats vacated by Mack Thomson and William King on the DVSSD.

Ms. Mandel asked whether there was a potential conflict because Mr. Meyocks also serves on the Landowners' Association, and the Commission said they saw no conflict. In fact, it is hoped that if certain individuals serve on both boards, a sense of continuity might be established which would be beneficial.

MOTION: Motion by Commissioner Drake to Adopt Resolution No. R-2013-1731, A Resolution Appointing Max Sorensen, Hugh Thomson, William King, Sheri Mandel, and Craig Meyocks to the Dammeron Valley Special Service District Administrative Control Board, with terms to expire as indicated above. Motion seconded by Commissioner Eardley and carried by unanimous vote, with Commissioners Eardley and Drake voting aye.

COMMISSIONERS' REPORT

Commissioner Drake reported on the success of the Southern Utah Shooting Sports Park. Recently a tactical pistol shooting event was held, where 440 regional shooters participated. The pistol shooting venue is open twenty-four (24) hours a day, seven (7) days a week, and the plan is for other venues to be open all day and night, as well.

PUBLIC WORKS OR ROAD BUSINESS

Public Works Director Ron Whitehead said that the Federal Highways project on Old Highway 91 is essentially complete. They are waiting for some test results on concrete strength to ensure the wing walls on the box culverts are up to County specs. Once that is done, backfilling will be done behind the walls. Once Federal Highways moves out, the County will move its crews in some time in June to chip seal the remaining five (5) miles of that highway and then stripe it, completing that project.

All Natural Resources Conservation Service (NRCS) projects are on hold at this time, awaiting Fish & Wildlife clearances.

County Development and Planning Business: Review of Planning Commission Business on May 14, 2013

Conditional Use Permit: Request Permission for a special event for the Rockwell Relay; Rockwell Relay, Inc., applicant.

Conditional Use Permit Extension: Request extension of Conditional Use to operate a gravel crushing operation in the old cinder pit east of Veyo; Sunroc Corporation, applicant.

Zone Change Request: Request to change a recently de-annexed parcel from Hurricane City into Washington County. Proposed zone is RA-1; Fernwood LLC/Sky Ranch Phase 6, applicant.

Preliminary Plat Approval: Request for preliminary plat approval for Grassy Meadows Sky Ranch Phase 6, an 8-lot subdivision on 17.06 acres; Fernwood LLC/Sky Ranch Phase 6 LLC, applicant.

Preliminary Plat Approval: Request for preliminary plat approval for Browse Minor Subdivision, a one-lot subdivision on approximately 23.9 acres; William and Nora Davis Trustee, applicant.

Washington County Planner Scott Messel reported that all items described above were unanimously approved by the Planning Commission.

Request A Closed Session

None.

There being nothing further to come before the Commission, the meeting was adjourned at 4:32 p.m.

CHRISTINE S. HALL
DEPUTY CLERK

JAMES J. EARDLEY
CHAIRMAN